

**IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF  
GEORGIA  
COLUMBUS DIVISION**

<b>UNITED STATES OF AMERICA</b>	)	
	)	
<b>Plaintiff,</b>	)	<b>CIVIL ACTION NO.: 4-11-CV-38 ( CDL)</b>
	)	
<b>v.</b>	)	
	)	
<b>\$21,175.00 IN UNITED STATES FUNDS,</b>	)	
	)	
<b>Defendant.</b>	)	
	)	
	)	
<b>TERRANCE DURR,</b>	)	
<b>Claimant.</b>	)	

**DEFENDANT / CLAIMANT'S MOTION FOR SUMMARY JUDGEMENT**

*COMES NOW* Defendant/ Claimant and respectfully moves this Honorable Court for summary judgment pursuant to Rule 56 of the Federal Rules of Civil Procedure, and would state as follows:

1. This Honorable Court entered a scheduling order that all dispositive motions are to be filed no later than January 19, 2012.
2. A motion for summary judgment is authorized under federal law. *See Fed. R. Civ. Proc. 56.*
3. This Motion for Summary Judgment is based upon evidence obtained during the course of discovery conducted in this matter and an attached Brief.

*WHEREFORE*, the Defendant/ Claimant prays that this Motion be in all respects granted.

Respectfully submitted,

/s Dustin J. Fowler  
Dustin J. Fowler (FOW017)  
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**CERTIFICATE OF SERVICE**

I hereby certify that on January 19, 2012, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

Danial E. Bennett  
Asst. United States Attorney  
P.O. Box 1702  
Macon, Georgia, 31202

s/ Dustin J. Fowler  
Dustin J. Fowler